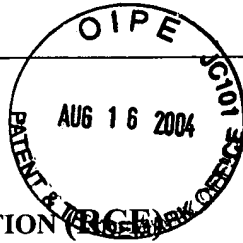


RCE/1617
JFE



**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/060,047
Filing Date	April 14, 1998
First Named Inventor	Richard L. Dunn
Group Art Unit	1617
Examiner Name	Edward J. Webman
Attorney Docket Number	1195.157US1
Customer No.	21186

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application entitled EMULSIONS FOR IN-SITU DELIVERY SYSTEM.

Submission required under 37 C.F.R. § 1.114

1. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on July 2, 2004.
2. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on .
3. ☐ An Amendment Under 37 CFR § 1.116 (pages) is enclosed.
4. ☐ A new power of attorney (pages) is enclosed.
5. ☐ An Information Disclosure Statement is enclosed (pages).
 - a. Form(s) 1449
 - b. Copies of IDS Citations
6. ☒ A check in the amount of \$770.00 is attached to pay the RCE filing fee required under C.F.R. § 1.17(e).
7. ☒ **The Commissioner is hereby authorized to credit overpayments or charge any fees set forth in 37 CFR §§ 1.16 through 1.18 to Deposit Account No. 19-0743.**
8. ☒ A Petition for Extension of Time in the prior application (1 page) is enclosed along with a check in the amount of \$310.00 to pay the extension fee.
9. ☒ Others: Clarification Communication (1 pg.).

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

By: James Nelson
Atty: A. James Nelson
Reg. No. 28,650

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Attn-Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 17th day of August, 2004.

Dawn M. Rode
Name

Dawn M. Rode
Signature

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S/N 09/060,047

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard L. Dunn

Examiner: Edward Webman

Serial No.: 09/060,047

Group Art Unit: 1617

Filed: April 14, 1998

Docket: 1195.157US1

Title: EMULSIONS FOR IN-SITU DELIVERY SYSTEM

CLARIFICATION COMMUNICATION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants appreciate the Advisory Action mailed on August 2, 2004 and are submitting with this Clarification Communication a Request for Continued Examination. The Examiner stated in Paragraph 3 of the Advisory Action that Applicant's response has overcome the 102(e) rejection. Applicants believe the Examiner meant to say 102(b) and not 102(e). Clarification to this request is earnestly requested with the next Official Communication.

Conclusion

Applicants respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 373-6939 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

RICHARD L. DUNN

By his Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938
Minneapolis, MN 55402
(612) 373-6939

Date

August 11, 2004

By

A. James Nelson
Reg. No. 28,650

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 11th day of August, 2004.

Name

Dawn M. Poole

Signature

Dawn M. Poole